

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare – West Godavari District – Release of decretal charges of Rs.3,36,497/- for acquisition of land of Ac.1.52 in RS No.431/1 of Gunupudi of Bhimavaram town for house sites to leprosy people in OP No.22/1988 - Permission accorded - Orders - Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 891

Dated.10-12-2008.

Read the following

- 1.From the District Collector, West Godavari Lr.Rc.No.F5/103/2007(G2), dated.28-3-2007 and dt.11-7-2007.
2. From the Commissioner of Social Welfare, AP, Hyderabad Letter Rc.No. LA.3/3949/07, Dated.16-8-2007.
3. Govt. Memo.No.2572/LA.1/2005-4, SW (LA) Dept., Dated.2-5-2007
4. Govt. Memo.No.12435/LA.1/2003-6, SW (LA) Dept., Dated.20-6-2008.

ORDER :

In the letter 2nd read above the Commissioner of Social Welfare, Andhra Pradesh, Hyderabad, has furnished a proposal for release of an amount of Rs.3,36,497/- to the District Collector, West Godavari towards payment of decretal charges in OP.NO.22/1988.

2. The Land Acquisition Officer and Tahsildar, Bhimavaram was acquired the land to an extent of Ac.1.52 cents and Ac.1.36 cents in RS.No.431/1, 431/3 respectively of Gunupudi village, Bhimavaram Municipal town, for provision of house sites to Leprosy people, and passed Award No.1/87-88, dated.31-3-1988 by fixing the market value @ Rs.40,000/- per acre. The land owners of Ac.1.52 cents and Ac.1.36 cents, referred the matter under Section 18 of Land Acquisition Act before the Senior Civil Judge, Bhimavaram in OP No.22/88, and the Court has passed in its decree dated.15-11-2002 enhancing market value to Rs.1,00,000/- per acre with other statutory benefits in respect of land owners of Ac.1.52 cents and the Court has dismissed the claims of in respect of Ac.1.36 cents. The Land Acquisition Officer filed appeal before the Hon'ble High Court of AP. The High Court granted interim stay subject to condition to deposit 1/4th of enhanced compensation in CMP No.24649/2003 in AS No.3523/2003, dated.27-10-2003. Accordingly an amount of Rs.98,876/- was deposited in the Court of Senior Civil Judge, Bhimavaram on 6-1-2004 by means of DD No.591909, dated.5-1-2004. The High Court has finally dismissed the appeal in AS No.3523/2003, dated.11-12-2006. The G.P. for Appeals, High Court of A.P. has opined that there are no valid grounds to disagree the findings of High Court and it is not fit case to prefer further appeal to the Supreme Court of India. The decree holder has filed an EP No.57/2003 in OP No.22/88 for realization of an amount of Rs.4,14,563/-

3. The Commissioner of Social Welfare, AP, Hyderabad has forwarded the proposal of the District Collector, West Godavari together with revised calculation statement and requested the Government to release an amount of Rs.3,36,497/- to comply with the orders of Senior Civil Judge, Bhimavaram.

4. After careful examination of the matter, Government hereby accord permission to the Commissioner of Social Welfare, AP, Hyderabad to release an amount Rs.3,36,497/- (Rupees three lakhs thirty six thousands four hundred and ninety seven only) to the District Collector, West Godavari towards decretal charges for the land acquired to an extent of Ac.1.52 cents, to comply with the orders of the Hon'ble High Court in AS No.3523/2003, in OP No.22/88.

5. The expenditure sanctioned in para (4) above shall be debited to "2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes -01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (08) – Acquisition of House Sites to weaker sections under INDIRAMMA Programme – 310 – Grants-in-aid

(PTO)

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312 – Other Grants-in-aid“ and shall be met from the provision available in the Budget Estimates 2008-09.

6. The Commissioner of Social Welfare, Hyderabad, is directed to issue necessary proceedings to the District Collector, West Godavari to deposit the amount sanctioned above to comply with the orders of the Court.

7. The District Collector, West Godavari, is directed to verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order issues with the concurrence of Finance (Exp.SW) Department vide their U.O.No.33510/577/A1/Expr.SW/08, Dated.27-11-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad.
The District Collector, West Godavari.

Copy to :

The Director of Treasuries and Accounts, A.P. Hyderabad.
The Pay and Accounts Officer, Hyderabad.
The Accountant General, A.P, Hyderabad.
The District Treasury Officer, West Godavari.
Finance (Exp.SW) /(BG) Department.
Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER